

Message Text

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PAGE 01 MEXICO 05299 240515Z

12

ACTION EB-11

INFO OCT-01 ARA-16 ISO-00 OMB-01 TAR-02 SP-03 SWF-02

AGR-20 AID-20 CIAE-00 COME-00 INR-10 IO-14 LAB-06

NSAE-00 OIC-04 RSC-01 SIL-01 STR-08 CIEP-02 CEA-02

L-03 PA-04 PRS-01 USIA-15 AF-10 EA-11 EUR-25 NEA-14

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P 230354Z JUN 74

FM AMEMBASSY MEXICO

TO SECSTATE WASHDC PRIORITY 2378

DEPT OF TREASURY PRIORITY

LIMITED OFFICIAL USE MEXICO 5299

PASS BRADFIELD

E.O. 11652: GDS

TAGS: EGEN, UNCTAD

SUBJECT: UNCTAD CHARTER OF ECONOMIC RIGHTS AND DUTIES:
STATUS OF AGREED AND DISAGREED PARAGRAPHS

1. THERE FOLLOWS A STATUS REPORT ON AGREED AND DISAGREED
ARTICLES OF CHAPTERS II AND III.

2. IN ADDITION TO PARAGRSPH 1, 6, 16 AND 18 AGREED AT
LAST GENEVA SESSION, PARAGRAPHS 5, 8 AND 9 HAVE REACHED
AD REFERENDUM AGREEMENT STATUS AS HAVE PARAGRAPHS 1 AND 2
OF CHAPTER III (SEE MEXICO 5256 FOR TEXT ON PARA 1 -
SEABEDS - AND SEPTTEL FOR PARA 2 - ENVIRONMENT).

3. ELEVEN PARAGRAPHS ARE MORE OR LESS IN DISAGREEMENT:

A. PARAS. 3, 14, 19 BASICALLY HUNG UP ON EC-USSR DIS-
AGREEMENT ON APPLICATION OF MFN OR NON DISCRIMINATION IN
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INTERNATIONAL TRADE. MEXICANS HAVE ADDED COMPLICATION OF

REQUIREMENT OF PREFERENTIAL TREATMENT OF LDC IN ALL ECONOMIC AREAS TO PARA 14 ON TRADE PREFERENCES.

B. DISAGREEMENTS, SOME OF WHICH ARE SUBSTANTIAL, ON PARAS 4, 6 BIS, 13 AND 15 REPORTED SEPTEL. IT NOW APPEARS THAT, UNLESS THERE IS SOME GIVE FROM G-77, IT WILL BE DIFFICULT TO REACH AGREEMENT ON PARAS 4, 6 BIS, 13 AND 14 WITHOUT TAKING COMMITMENTS ADVERSE TO OUR INTERESTS. IT IS POSSIBLE THAT THERE WILL BE SUCH GIVE. PARA 15 COULD BE COMPROMISED WITH SOME GIVE ON BOTH SIDES.

C. LITTLE PROGRESS HAS BEEN MADE ON PARAS 2, 10 AND 11 ON PERMANENT SOVEREIGNTY, NATIONALIZATION, REGULATION OF FOREIGN INVESTMENT AND REGULATION OF TRANSNATIONAL CORPORATIONS (BUT SEE MNC POSSIBILITY DISCUSSED SEPTEL).

D. PARA 17 -- WE HAVE SOME MISGIVINGS ABOUT THIS PARA BECAUSE OF ITS OPEN-ENDED COMMITMENT NOT TO TAKE ANY MEASURES THAT PREJUDICE THE INTERESTS OF LDCS, AND, PER DEPTS 127657, WILL SEEK INSERTION OF WORK "LEGITIMATE" BEFORE "INTERESTS OF DEVELOPING COUNTRIES".

E. PRODUCER CARTELS AND INVISIBLES ONLY DISCUSSED IN A PRELIMINARY WAY AND IT IS NOT YET CLEAR WHETHER THEY CAN BE DROPPED OR SATISFACTORY TEXTS WORKED OUT.

F. PARA 7 -- DISAGREED BECAUSE OF EC INSISTENCE ON PROPOSAL TO SHIFT RESPONSIBILITY TO REGIONAL ORGANIZATIONS WHERE AN AGREEMENT AMONG REGIONAL COUNTRIES PROVIDES FOR RESPONSIBILITY IN THE REGIONAL ORGANIZATION. JOVA

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